

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

NORTH CAROLINA STATE CONFERENCE  
OF THE NAACP, *et al.*,

*Plaintiffs,*

v.

ALAN HIRSCH, in his official capacity as Chair  
of the North Carolina State  
Board of Elections, *et al.*,

No. 1:18-cv-01034

*Defendants,*

and

PHILIP E. BERGER, in his official capacity as  
President Pro Tempore of the North Carolina State  
Senate, *et al.*,

*Legislative Defendants.*

**JOINT NOTICE OF AVAILABILITY FOR HEARING**

Following the February 14, 2024 text order, counsel of record for Plaintiffs, Defendants, and Legislative Defendants consulted about availability for a hearing on the matter referred to Magistrate Judge Auld in the Court's February 12, 2024 Order (ECF No. 228). The Parties submit that between the dates of February 22, 2024, and February 29, 2024, the Parties are all available for a hearing at any time of the Court's choosing on February 26 and February 27, 2024.

Respectfully submitted this 16<sup>th</sup> day of February, 2024

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**CERTIFICATE OF SERVICE**

I hereby certify that on this date I electronically filed the foregoing Joint Notice of Availability for Hearing with the Clerk of Court using the CM/ECF system which will send notification of such to all counsel of record in this matter.

This, the 16th day of February, 2024.

*/s/ Preston Smith*  
Preston Smith

**CERTIFICATE OF WORD COUNT**

The undersigned counsel hereby certifies that pursuant to Local Rules 7.3(d) and 72.4, the foregoing has a word count of less than 6,250 words not including the caption, signature block and certification of word count. This document was prepared in Microsoft Word, from which the word count is generated.

Dated this 16th day of February, 2024.

*/s/ Preston Smith*  
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